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12 Attorneys for Plaintiff,  
13 The Property Sciences Group, Inc.

14 **IN THE UNITED STATES DISTRICT COURT**  
15 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

16 THE PROPERTY SCIENCES GROUP,  
17 INC., a California Corporation,  
18  
19 Plaintiff,

20 vs.

21 PINNACLE CAPITAL MORTGAGE  
22 CORPORATION, a California  
23 Corporation, and DOES 1 through 10,  
24 inclusive.

25 Defendants.

Case No.: 11-CV-02687 PJH

*Assigned to District Judge Phyllis J.  
Hamilton*

**STIPULATION TO CONTINUE  
CASE MANAGEMENT  
CONFERENCE TO THE SAME  
DATE AS HEARING ON MOTION  
TO COMPEL ARBITRATION,  
SEPTEMBER 14, 2011; [PROPOSED]  
ORDER AS MODIFIED BY THE COURT**

Pursuant to Civil Local Rule 6-2, the Parties hereby submit the following  
Stipulation and Proposed Order:

### RECITALS

WHEREAS, a Case Management Conference is presently set for August 25<sup>th</sup>,  
at 2:00 pm in Courtroom 3, before the above-entitled Court,

WHEREAS, Defendant has filed a Motion to Compel Arbitration that has  
been set to be heard on September 14, 2011 at 9:00 a.m. in Courtroom 3, before the  
above-entitled Court,

WHEREAS, there is good cause for continuing the Case Management  
Conference until the time the Court rules on the Motion to Compel Arbitration  
because the results of that Motion could determine the future course of the  
litigation,

WHEREAS, previously the parties twice stipulated to extend the time for  
Defendant to respond to the Complaint by less than 30 days total, and these have  
been the only prior extensions,

WHEREAS, the parties wish to continue the Case Management Conference  
until after the ruling on the Motion to Compel Arbitration, as well as the other  
deadlines automatically associated with the Case Management Conference, to  
September 14, 2011 at 2:00 p.m., or a date and time thereafter that the Court  
determines is best for its calendar,

WHEREAS, because this is the first Case Management Conference, no other  
dates will be affected by this extension,<sup>1</sup>

### STIPULATION

NOW THEREFORE, the parties, by and through their counsel of record do  
hereby stipulate to extend the Case Management Conference and the dates  
automatically associated with it from August 25<sup>th</sup>, 2011 at 2:00 p.m. to September

<sup>1</sup> The parties contemplate contacting the ADR Office to postpone the related ADR deadlines once  
the Court makes a decision on this request.

1 14<sup>th</sup>, 2011 at 2:00 p.m., or a date and time thereafter that the Court determines suits  
2 its calendar,

3 So stipulated,

4  
5 DATED: August 17, 2011 **HARVEY SISKIND, LLP**

6  
7 By: /s/.  
8 Matthew A. Stratton  
9 Attorneys for Defendant,  
10 Pinnacle Capital Mortgage Corporation

11 DATED: August 17, 2011 **FOLEY BEZEK BEHLE & CURTIS, LLP**

12  
13 By: s/Roger N. Behle, Jr.  
14 Roger N. Behle, Jr.,  
15 Attorneys for Plaintiff,  
16 The Property Sciences Group, Inc.

17 **ORDER**

18  
19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

- 20 1. The Case Management Conference presently scheduled for August 25<sup>th</sup>  
21 September 29,  
22 is continued to ~~September 14~~, 2011, at 2:00 pm in Courtroom 3; and,  
23 2. All dates and deadlines associated with the Case Management  
24 Conference are continued to correspond to the new date.  
25

26  
27 8/19/11  
28 DATE

HON. PHYLLIS J. HAMILTON  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
CLERK JUDGE